



- 1 -

I hereby certify that this correspondence is being deposited with the United States Postal Services on the date set forth below as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington D.C. 20231.

Date of Signature and Deposit: October 18, 2002

Adam J. Dunn
Attorney of Record

2812

6/Elect
10/11/02
V2

RECEIVED
OCT 28 2002
TECHNOLOGY CENTER 2800

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Mark A. Lucak, et al.
Serial No.: 09/843,563
Filed: April 26, 2001
For: Method for Fabricating a Microelectromechanical System (MEMS)
Device Using a Pre-Patterned Substrate
Group Art Unit: 2812
Docket No.: 110003.97427

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, D. C. 20231

Dear Sir:

In response to the Restriction Requirement dated September 18, 2002, please consider Applicant's response as follows:

REMARKS

The Restriction Requirement requires Applicant to elect either Group I (method claims 1-9) or Group 2 (apparatus claims 10-39).

I. Election

In response to the requirement, Applicant elects Group I, claims 1-9 without traverse. Applicant wishes to note that a preliminary amendment to the present application has been filed under separate cover that adds method claims 40-47. Applicant includes these claims in the present election. Claims 1-9 and 40-47 are consequently now pending in the application.

II. Conclusion

The Examiner is invited to contact the undersigned at the telephone number appearing below if such would resolve any further issues regarding the Restriction Requirement.

No fees are believed necessary in connection with this response. However, if any fees are deemed necessary, please charge such fees to Deposit Account No. 17-0055.

Respectfully submitted,

Mark A. Lucak, et al.

By: 

Adam J. Forman
Attorney for Applicant
Quarles & Brady LLP
411 E. Wisconsin Avenue, Suite 2040
Milwaukee WI 53202-4497
(414) 277-5405
Reg. No. 46,707